K 1950.

File No. Animal Preservation II/50 CN

Legal Deptt

B BRANCH

Subject:— Notifications under the Bombay Animal Preservation Act 1948

P.7/E

File No. Animal Preservation II/50 (N)

767B

Legal Department.

195

The draft-notifications at pages 189-191, 201 and 203-207 are sent to the Legal Department for scrutiny.

The draft-notification at pages 189 to 191 purports to be issued under sections 1(3), 2(1), 5 and 7 of the Bombay Animal Preservation Act, 1948. It is not necessary to issue any notifications under sections 2(1), 5 and 7. All that is necessary is to issue a notification under section 1(3) bringing the Act into force in specified areas. A revised draft-notification in place of the Agriculture and Forests Department drzft-notification at pages 189 to 190 is sent herewith.

Draft notification at page 195: This notification purports to be issued under section 4 of the Act. Under that section power has been given to the State Government for particular areas and assigning to them such powers to issue notification appointing Veterinary Officers and duties under the Act and the rules as it may deem fit. There is no provision in the Act under which the power of appointing Veterinary Officers has been delegated to the Director of Animal Husbandry and Veterinary Science. The Agriculture and Forest Department draft-order at page 195, in so far as it delegates the power to appoint veterinary officers to the Director of Animal Husbandry and Veterinary Science is out of order. A revised draft notification in place of the Agriculture and Forest Department draft order at page 195 is sent herewith. The department should enter in column 2 of the Schedule of the revised draft-notification the areas for which

the Veterinary Officers are to be appointed and should specify in the third column thereof the powers and duties under the Act and the rules which are to be assigned to them.

Draft-notification at page 201: A revised draft-notification in place of the Agriculture and Forests Department draft-notification is sent herewith.

Draft rules at pages 203 to 207: These are draft-rules which the Department purports to make under section 11 of the Act. Except the rule relating to the form of certificate under section 5 and the grant of such certificate on a payment of fee, all the rules reproduce the provisions of the Act and are therefore unnecessary. In place of the Agriculture and Forests Department draft-rules at pages 203 to 207 a revised draft-notification incorporating the necessary rule regard ng certificate is sent herewith.

Sd: J. R. Dhurandhar.
13/12.

Additional Secretary to Government.

U.R. to A. & F.D. No. 17770, dated the 14th December 1950.

GJT: 22.6. 4 d.

I

NOTIFICATION.

Agriculture and Forests Department,

Bombay Castle, December 1950.

Bombay Animal Preservation Act, 1948.

No. .- In exercise of the powers conferred by sub-section (3) of section 1 of the Bombay Animal Preservation Act, 1948 (Bom. LXXXI of 1948), the Government of Bombay is pleased to direct that sections 2 to 14 (both inclusive) of the said Act shall come into force in the areas specified in the Schedule appended hereto on the 1950.

date to be filled in by A. & F.D.

SCHEDULE

(To be filled in by A. & F.D.)

By order of the Governor of Bombay,

Secretary to Government.

GJT. 22.6. 4 d.

II

Agriculture and Forests Department,

Bombay Castle, December 1950.

ORDER.

Bombay Essential Commodities and Cattle (Control) Act, 1946.

No. .- In exercise of the powers conferred by section 4 of the Bombay Essential Commodities and Cattle (Control) Act, 1946 (Bom. XXII of 1946) the Government of Bombay is pleased to cancel Government Order in the Agriculture and Rural Development Department, No. 298-D, dated the 23rd August 1946, with effect from date to be specified by A. & F.D. 1950, in so far as it is in force in the areas specified in the Schedule hereto annexed.

SCHEDULE

(To be filled in by A. & F.D.)

By order of the Governor of Bombay,

Secretary to Government.

GJT: 22.6.: 4 c.

III

NOTIFICATION.

Agriculture and Forests Department,

Bombay Castle, December 1950.

Bombay Animal Preservation Act, 1948.

No. - In exercise of the powers conferred by section 4 of the Bombay Animal Preservation Act, 1948 (Bom. LXXXI of 1948), the Government of Bombay is pleased to appoint the officers specified in column 1 of the Schedule appended hereto, to be Veterinary Officers for the areas respectively specified against them in column 2 thereof and to assign to them the powers and duties respectively specified against them in column 3 thereof.

SCHEDULE.

1	2	3
Designation of the Officer.	Area	Powers and duties.

(To be filled in by Agriculture and Forests Department).

By order of the Governor of Bombay,

Secretary to Government.

IV.

NOTIFICATION.

Agriculture and Forests Department,
Bombay Castle, December 1950.

Bombay Animal Preservation Act, 1948.

No. The following draft of a notification, which it is proposed to issue under section 11 of the Bombay Animal Preservation Act, 1948 (Bom. LXXXI of 1948), is hereby published as required by sub-section (3) of the said section 11 for the information of all persons likely to be affected thereby and notice is hereby given that the said draft will be taken into consideration by the Government of Bombay on or after the 1950.

2. Any objection or suggestion which may be received by the Secretary to the Government of Bombay in the Agriculture and Forests Department from any person with respect of the said draft on or before the aforesaid date will be considered by Government:-

DRAFT NOTIFICATION.

In exercise of the powers conferred by section 11 of the Bombay Animal Preservation Act, 1948 (Bom. LXXXI of 1948), the Government of Bombay is pleased to make the following rule, namely :-

Form of certificate under section 5.-

The certificate under section 5 shall be in the

form in the Schedule appended to this rule. It shall be granted on payment of a fee of annas eight.

SCHEDULE.

FORM OF CERTIFICATE.

This is to certify that I have this day (.....) the (.....) 195 , examined the animal whose description is given below and that I deem it to be fit for slaughter.

1. Name of the owner :

2. Description of the Animal

Species :

Breed :

Sex :

Age :

Colour :

Important distinguishing marks

3. Reasons for passing the animal as fit for slaughter.

Place

Veterinary Officer.

By order of the Governor of Bombay,

Secretary to Government.

GJT. 22.6.